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6
7 UNITED STATES BANKRUPTCY COURT
8 DISTRICT OF ARIZONA

9
10 In Re:
11 NICOLE ALLISON,

12 Debtor(s).

13 In Proceedings Under Chapter 13
14 Case No. 2:18-bk-01211-SHG

15 STIPULATED MOTION TO ALLOW
16 DEBTORS TO INCUR DEBT TO
17 REFINANCE REAL PROPERTY

18 Nicole Allison, Debtor(s), and Edward J. Maney, Chapter 13 Trustee, by and through
19 undersigned counsel, hereby moves, pursuant to Local Rule 2084-25, this Court for an Order
20 allowing Debtors to incur additional debt to purchase a residence. In support of said motion,
21 Debtor and Trustee stipulate as follows:

22 In support of her motion, Debtor states as follows:

- 23 1. Debtor is current with plan payments.
- 24 2. Debtor is not in default under the terms of the Chapter 13 Plan.
- 25 3. The proposed new debt will be a single loan to purchase a residence for Debtor.
- 26 4. The only security for the proposed new debt is the residence being purchased.
5. All existing liens and security interests encumbering the residence will be paid from
the proceeds of the new debt.
6. Debtor is relocating because of her job.
7. The proposed monthly housing expense, including escrow items, resulting from the
proposed new debt will be approximately \$1,420.00.
8. Debtor is asking the court to approve the financing on terms contained in Exhibit "A"
attached hereto.

- 1 9. Debtor will modify her plan, within 15 days of the closing of the purchase of the
2 home, to provide for 100% of timely filed, allowable claims or to contribute all of her
3 disposable income, whichever is applicable.
4 10. The granting of this motion will not hinder Debtor's ability to continue to make Plan
5 payments.

6 Wherefore, Debtors request this court to enter an Order:

- 7 1. Granting this motion to allow Debtors to incur debt to purchase a residence upon
8 substantially the same terms as are contained in Exhibit "A" attached hereto;
9 2. Directing all current liens against the residence be paid at closing;
10 3. Allowing Debtors to pay all customary closing costs and fees; and
11 4. Granting such other and further relief as the Court deems justified.

12 **CONSENTED AND AGREED AS TO FORM AND CONTENT**

13 Edward J.

14 Digitally signed by

15 Edward J. Maney, Esq.

16 Date: 2020.04.30

17 12:36:22 -07'00'

18 _____
19 Date

20 Edward J. Maney

21 Chapter 13 Trustee

22 _____
23 /s/Benjamin J. Wright

24 Benjamin J. Wright

25 Attorney for Debtor

26 _____
27 April 30, 2020

28 _____
29 Date